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MAY - 5 2004

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NORTHERN DISTRICT OF CALIFORNIA

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13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 OAKLAND DIVISION

16  
17 INTERTRUST TECHNOLOGIES  
CORPORATION, a Delaware corporation,

18 Plaintiff,

19 v.

20 MICROSOFT CORPORATION, a  
21 Washington corporation,

22 Defendant.

23 AND RELATED CROSS-ACTION.  
24

Case No. C 01-1640 SBA (MEJ)  
Consolidated with C 02-0647 SBA (MEJ)

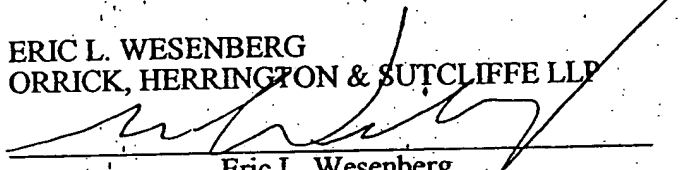
JOINT STIPULATION OF  
DISMISSAL WITH PREJUDICE

1 WHEREAS the Parties have resolved their dispute;

2 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff  
3 InterTrust Technologies Corporation and Defendant and Counterclaimant Microsoft Corporation  
4 by and through their respective undersigned counsel, and pursuant to Federal Rules of Civil  
5 Procedure 41(a)(1)(ii) and 41(c), that the above-captioned matter be dismissed in its entirety with  
6 prejudice, with each side bearing its own costs and attorney's fees.  
7


8  
9  
10 Dated: 5/5/04

ERIC L. WESENBERG  
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Eric L. Wesenberg  
Attorneys for Defendant and Counterclaimant  
MICROSOFT CORPORATION

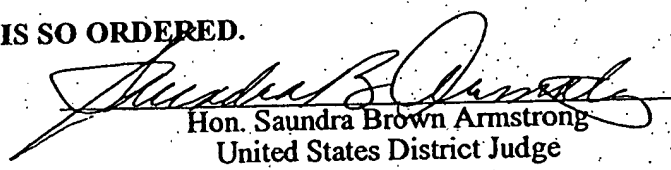
11  
12  
13  
14  
15 Dated: 5/12/04

MICHAEL H. PAGE  
KEKER & VAN NEST LLP

  
Michael H. Page  
Attorneys for Plaintiff and Counterdefendant  
INTERTRUST TECHNOLOGIES CORP.

16  
17  
18  
19  
20  
21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22 Dated: 5-6-04

  
Hon. Sandra Brown Armstrong  
United States District Judge

1                   **DECLARATION OF SERVICE VIA ELECTRONIC MAIL AND U.S. MAIL**

2                   I am more than eighteen years old and not a party to this action. My place of  
3 employment and business address is 1000 Marsh Road, Menlo Park, California 94025.

4                   On May 10, 2004, I served:

5                   **JOINT STIPULATION OF DISMISSAL WITH PREJUDICE**

6 By transmitting a copy of the above-listed document(s) in PDF form via electronic mail Michael  
7 H. Page at [mhp@kvn.com](mailto:mhp@kvn.com), Doug Derwin at [doug.derwin@derwin.com](mailto:doug.derwin@derwin.com),  
8 [dderwin@intertrust.com](mailto:dderwin@intertrust.com); James E. Geringer at [james.geringer@klarquist.com](mailto:james.geringer@klarquist.com) and Michael  
Lyons at [mlyons@morganlewis.com](mailto:mlyons@morganlewis.com) and also by placing true and correct copies of the above  
documents in an envelope addressed to:

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Attorneys for Defendant and Counterclaimant,  
MICROSOFT CORPORATION

21  
22  
23 and sealing the envelope, affixing adequate first-class postage and depositing it in the U.S. mail  
at Menlo Park, California.

24                   Executed on May 10, 2004 at Menlo Park, California.

25                   I declare under penalty of perjury that the foregoing is true and correct.

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27  
28  
\_\_\_\_\_  
ANNA FREDDIE